

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

LIFESCAN INC., and JOHNSON &
JOHNSON HEALTH CARE SYSTEMS,
INC.,

Plaintiffs,
vs.
JEFFREY C. SMITH, GEOFFREY S.
SWINDLE, STEVEN L. HADLOCK,
SAHILY PAOLINE, DAVID GRANT,
JUSTIN LEAVITT, BLAINE SMITH,
ALISON WISTNER, ADAM KOOPERSMITH
& ZB, N.A.,

Defendants.

Case No.: 2:17-CV-05552-CCC-CLW

CERTIFICATION OF OLAJIDE A.
ARAROMI, ESQ., IN SUPPORT OF
WISTNER AND KOOPERSMITH'S
MOTION TO DISMISS PLAINTIFFS'
FIRST AMENDED COMPLAINT

OLAJIDE A. ARAROMI, ESQ. of full age, hereby certifies as follows:

1. I am an attorney-at-law of the State of New Jersey and a member of the law firm of Chiesa Shahinian Giantomasi PC, attorneys for Defendants Alison Wistner and Adam Koopersmith, (collectively, "External Director Defendants") in the above matter. I make this Certification in support of the External Director Defendants' Motion to Dismiss Plaintiffs' First Amended Complaint.

2. Attached hereto as Exhibit 1 is a true and correct copy of Defendant Wistner's Response to Plaintiffs' First

Interrogatories, dated April 5, 2018.

3. Attached hereto as Exhibit 2 is a true and correct copy of Defendant Koopersmith's Response to Plaintiffs' First Interrogatories, dated April 5, 2018.

4. Attached hereto as Exhibit 3 is a true and correct copy of the unpublished decision in *Advanced Oral Techs., L.L.C. v. Nutres Research, Inc.*, CIV 10-5303 DRD, 2011 WL 198029 (D.N.J. Jan. 20, 2011).

5. Attached hereto as Exhibit 4 is a true and correct copy of the unpublished decision in *Canfield Scientific, Inc. v. Melanoscan, LLC*, No. 16-4636, 2017 WL 2304644 (May 25, 2017 D.N.J.).

6. Attached hereto as Exhibit 5 is a true and correct copy of the unpublished decision in *Equiom (Isle of Man) Ltd. v. Jacobs*, CV 16-4362, 2017 WL 6550481 (D.N.J. Dec. 22, 2017).

7. Attached hereto as Exhibit 6 is a true and correct copy of the unpublished decision in *Kaminski v. Twp. of Toms River*, CIV.A. 10-2883 FLW, 2011 WL 2600920 (D.N.J. June 29, 2011).

8. Attached hereto as Exhibit 7 is a true and correct copy of the unpublished decision in *Knierim v. Siemens Corp.*, CIV.A. 06-4935SDW, 2008 WL 906244 (D.N.J. Mar. 31, 2008).

9. Attached hereto as Exhibit 8 is a true and correct copy of the unpublished decision in *Nicholas v. Saul Stone &*

Co., LLC, 97-CV-860, 1998 WL 34111036 (D.N.J. June 30, 1998), aff'd, 224 F.3d 179 (3d Cir. 2000).

10. Attached hereto as Exhibit 9 is a true and correct copy of the unpublished decision in *Norben Imp. Corp. v. Metro. Plant & Flower Corp.*, CIV.A. 05-54 (JCL), 2005 WL 1677479 (D.N.J. July 15, 2005).

11. Attached hereto as Exhibit 10 is a true and correct copy of the unpublished decision in *Novartis Pharm. Corp. v. Bausch & Lomb, Inc.*, No. 07-5945, 2008 WL 4911868 (D.N.J. Nov. 13, 2008).

12. Attached hereto as Exhibit 11 is a true and correct copy of the unpublished decision in *Roche Diagnostics Corp. v. Binson's Hosp. Supplies, Inc.*, No. 1:17-CV-00949, 2017 WL 4123050 (S.D. Ind. Sept. 18, 2017).

13. Attached hereto as Exhibit 12 is a true and correct copy of the unpublished decision in *SDS USA Inc. v. Ken Specialties, Inc.* 2002 U.S. Dist. LEXIS 16762 (D.N.J. Aug. 28, 2002).

I hereby certify that the above statements made by me are true. I am aware that, if any of the above statements made by me are willfully false, I am subject to punishment.

CHIESA SHAHINIAN & GIANTOMASI PC
Attorneys for Defendants Alison
Wistner and Adam Koopersmith

By 
OLAJIDE A. ARAROMI

Dated: June 1, 2018